IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

FRIDAY, THE 1ST DECEMBER 2006 / 10TH AGRAHAYANA 1928

SA.No. 788 of 1993()

AS.229/1992 of PRL.S.C.,THALASSERY
OS.570/1987 of PRL.M.C.,KANNUR

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APPELLANTS:

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1. A.E.SREEMATHI, D/O.NARAYANI,
   RESIDING AT AZHIKODE AMSOM DESOM,
   P.O.AZHIKODE, CANNANORE DISTRICT.

2. A.E.INDIRA, D/O.NARAYANI,
   RESIDING AT PUZHATHI AMSOM,
   KAKKAD DESOM, P.O.KAKKAD,
   CANNANORE DISTRICT.

3. A.E.PADMAJA, D/O.NARAYANI,
   RESIDING AT AZHIKODE AMSOM DESOM,
   P.O.AZHIKODE, CANNANORE DISTRICT.

4. A.E.RAMESH BABU, S/O.SREEMATHI, OF DO. DO.

5. A.E.SASINDRAN, S/O.SREEMATHI, OF DO. DO.

6. A.E.JAYASREE, D/O.SREEMATHI, OF DO.DO.

7. A.E.DHARMAJA, D/O.SREEMATHI, OF DO. DO.

8. A.E.SREEJA, D/O.SREEMATHI, OF DO. DO.

9. A.E.SREENA, D/O.SREEMATHI, OF DO. DO.

10. A.E.AJITH KUMAR, D/O.SREEMATHI, OF DO. DO.

11. M.P.NAVEEN (MINOR).

12. M.P.AVINA (MINOR).

(MINORS APPELLANTS 11 AND 12 BY GUARDIAN 2ND APPELLANT)

BY ADV. SRI P G RAJAGOPALAN

RESPONDENTS:
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1. KAKKARIKKAN CHALIL DAMAYANTHI,
   W/O.LATE GOVINDAN, RESIDING AT
   AZHIKODE AMSOM DESOM,
   P.O.AZHIKODE, CANNANORE DISTRICT.

2. K.C.SAHADEVAN, S/O.DAMAYANTHI, OF DO. DO.

3. K.C.JAYARAJAN, S/O.DAMAYANTHI, OF DO. DO.

4. K.C.REVATHI, D/O.DAMAYANTHI, OF DO. DO.

5. K.C.SULOCHANA, D/O.DAMAYANTHI,
   PUZHATHI AMSOM, CHALAT DESOM,
   P.O.CHALAT, CANNANORE DISTRICT.

6. K.C.SUSHEELA, D/O.DAMAYANTHI,
   PUTHIYATHERU, CHIRAKKAL AMSOM DESOM,
   P.O. CHIRAKKAL, CANNANORE DISTRICT,

7. K.C.SUNEETHI, D/O.DAMAYANTHI,
   AZHIKODE AMSOM DESOM,
   P.O.AZHIKODE, CANNANORE DISTRICT.

8. INDIRA BAI VASUDEVAN, W/O.LATE VASUDEVAN,
   RESIDING AT VIBB VIHAR, NEAR POST OFFICE,
   AZHIKODE AMSOM DESOM, P.O.AZHIKODE,
   CANNANORE DISTRICT.

9. BINDU (MINOR).

10. BYJU (MINOR).

11. M.P.HEMANTHA KUMAR,
    S/O.LAKSHMI, RESIDING AT PUZHATHI AMSOM,
    KAKKAD DESOM, P.O.KAKKAD,
    CANNANORE-5.

12. M.P.HENA, D/O.LAKSHMI, OF DO. DO.

BY ADV. SRI M RAMESH CHANDER.

THIS SECOND APPEAL HAVING BEEN FINALLY HEARD
ON 01/12/2006, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

Thottathil B. Radhakrishnan, J.

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S.A.No.788 of 1993

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Dated this the 1st day of December, 2006.

JUDGMENT

Learned counsel for the appellant submits that the second respondent died. However, the appellant has not turned up to apply for impleadment. This means the appeal has abated. This is recorded and the appeal will stand closed as abated.

Thottathil B.Radhakrishnan,
Judge.

sl.

Thottathil B. Radhakrishnan, J.

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S.A.No.788 of 1993

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JUDGMENT

Dated:1-12-2006